

## MUNICIPALITY OF BEAUFORT WEST

Notice no. 147/2005

The Council of the Municipality of Beaufort West published the sub-joined by-law relating to cemeteries, exhumations and cremations, for general notice.

## BY-LAW RELATING TO CEMETERIES, EXHUMATIONS AND CREMATIONS

## Introduction

Whereas the Municipality of Beaufort West is vested with Legislative Authority in terms of the Constitution of the Republic of South Africa (Act 108 of 1996);

AND WHEREAS the Municipality has the right to determine its own by-laws relating to cemeteries, exhumations and cremations;

Be it therefore enacted by the Municipality of Beaufort West as follows:—

## Purpose of By-Law

To provide for the establishment and closing of cemeteries; to provide for the administration of municipal cemeteries; to regulate the burial of bodies; to prohibit the desecration, destruction and damaging of graves in cemeteries and receptacles containing bodies; to regulate the exhumation, disturbance, removal and re-interment of bodies; to regulate the cremation of bodies, and to provide for matters incidental thereto.

## 1. Definitions

In these regulations—

“ashes” means the cremated remains of a body;

“body” means the dead body of a human being and includes—

- (a) the body of a still-born child, and
- (b) any human remains;

“burial plot” means a demarcated piece of land within a municipal cemetery destined for the burial of a body;

“caretaker” means a person or official of the municipality who is in charge of and who exercises control in a cemetery;

“cemetery” means a piece of land set aside for the burial of bodies;

“council” means the municipal council of the municipality;

“crematorium” means a facility that disposes of a human body by fire;

“director” means the official of the municipality who is the head of the department responsible for the administration of cemeteries and crematoria;

“grave” includes—

- (a) any place, whether wholly or partly above or below the level of the ground and whether public or private, in which a body is permanently interred or intended to be permanently interred, whether in a coffin or other receptacle or not, and
- (b) any monument, tombstone, cross, inscription, rail, fence, chain, erection or other structure of whatsoever nature forming part of or appurtenant to a grave.

“indigent person” includes a pauper;

“municipal cemetery” means a cemetery, the control and ownership of which is vested in the municipality;

“municipal crematorium” means a crematorium, the control and ownership of which is vested in the municipality;

## MUNISIPALITEIT BEAUFORT-WES

Kennisgewing nr. 147/2005

Die Raad van die Munisipaliteit van Beaufort-Wes publiseer onderstaande verordening met betrekking tot begraaflase, opgrawing en verassings van lyke, vir algemene kennisname.

## VERORDENING INSAKE BEGRAAFPLASE, OPGRAWING EN VERASSINGS VAN LYKE

## Inleiding

Aangesien die Munisipaliteit van Beaufort-Wes ingevolge die Grondwet van die Republiek van Suid-Afrika (Wet 108 van 1996) wetgewer bevoegdheid het;

EN AANGESIEN die Munisipaliteit die reg het om sy eie verordeninge insake begraaflase, opgrawings en verassings van lyke te bepaal;

Verorden die Munisipaliteit van Beaufort-Wes soos volg:—

## Doel van Verordening

Om voorsiening te maak vir die stigting en sluiting van begraaflase; om voorsiening te maak vir die administrasie van munisipale begraaflase; om die begrawing van lyke te reguleer; om die ontheiliging, vernietiging en beskadiging van grafte in begraaflase en houers wat lyke bevat te verbied; om die opgrawing, versteuring, verwydering en herbegrawing van lyke te reguleer; om die verassing van lyke te reguleer en om voorsiening te maak vir aangeleenthede in verband daarmee.

## 1. Definisies

In hierdie verordening beteken—

“as” die verbrande reste van 'n lyk;

“lyk” die liggaam van 'n dooie mens en ook—

- (a) die liggaam van 'n doodgebore kind, en
- (b) enige menslike oorskot;

“grafperseel” die afgebakende stuk grond binne 'n munisipale begraaflaas wat bedoel is vir die begrawing van 'n lyk;

“opsigter” die persoon of amptenaar van die munisipaliteit wat in beheer is van en gesag uitoefen by 'n begraaflaas;

“begraaflaas” 'n stuk grond wat afgesonder is vir die begrawing van lyke;

“raad” die munisipale raad van die munisipaliteit;

“krematorium” 'n inrigting vir die verbranding van lyke;

“direkteur” die amptenaar van die munisipaliteit wie aan die hoof staan van die departement verantwoordelik vir die administrasie van begraaflase en krematoria;

“graf” ook—

- (a) enige plek, hetsy in geheel of gedeeltelik bokant of onder die grond en hetsy vir private of openbare gebruik, waarin 'n lyk permanent begrawe word of daar voornemens is om dit permanent te laat begrawe, hetsy in 'n doodskis of ander houer, en
- (b) enige monument, grafsteen, kruis, opskrif, reling, heining, ketting, bouwerk of ander struktuur van watter aard ookal wat deel vorm van of bykomend tot 'n graf is.

“hulpbehoewende persoon” ook 'n armlastige;

“munisipale begraaflaas” 'n begraaflaas waarvan die beheer en eiendomsreg by die munisipaliteit berus;

“munisipale krematorium” 'n krematorium waarvan die beheer en eiendomsreg by die munisipaliteit berus;

“municipality” means the Municipality of Beaufort West;

“private cemetery” means a cemetery, the control and ownership of which is vested in a private person, religious body or church;

“private crematorium” means a crematorium, the control and ownership of which is vested in a private person or body;

“Tariff Policy By-law” means the Tariff Policy By-law adopted by the municipality and published in Provincial Gazette 6160 of 20 August 2004.

## ESTABLISHMENT AND CLOSING OF CEMETERIES

### 2. Establishment of municipal cemeteries.

- (1) The council may establish a municipal cemetery within the municipal area.
- (2) The council must before deciding to establish a municipal cemetery—
  - (a) undertake a geophysical and other relevant scientific investigations to determine a suitable site for a cemetery;
  - (b) obtain the provisional approvals from the national or provincial departments of health and water; and
  - (c) advertise its intention to establish a municipal cemetery and invite objections or comments thereon.

### 3. Establishment of private cemeteries.

- (1) Any person who wishes to establish a private cemetery must obtain the approval of the council
- (2) An application in terms of subsection (1) must be made on a form provided by the director and must be accompanied by the appropriate fee determined in terms of the Tariff Policy By-law.
- (3) The person applying for council's approval to establish a private cemetery must at his or her own cost—
  - (a) undertake geophysical and other relevant scientific investigations determined by the director in order to determine a suitable site for a cemetery;
  - (b) obtain the provisional approvals from the national or provincial departments of health and water;
  - (c) advertise his or her intention to establish a cemetery and invite the public to lodge objections or comments thereon with the council; and
  - (d) also obtain council's approval in terms of the town planning scheme.
- (4) No person may establish or attempt to establish a private cemetery without the council's approval.
- (5) No person may knowingly inter or cause to be interred any body in a private cemetery which has been opened or established without council's approval.

### 4. Taking over of private cemetery by municipality.

- (1) The municipality may take over any private cemetery within the municipal area.
- (2) The council must before deciding to take over a private cemetery, advertise its intention to take over the cemetery concerned and invite the public to lodge objections or comments thereon with the council.
- (3) Upon the taking over of a private cemetery in terms of this section—

“munisipaliteit” die Munisipaliteit van Beaufort-Wes;

“privaatbegravingplaas” ’n begravingplaas waarvan die beheer en eiendomsreg by ’n privaatpersoon, godsdienstige liggaam of kerk berus;

“privaatkrematorium” ’n krematorium waarvan die beheer en eiendomsreg by ’n privaatpersoon of liggaam berus;

“Tariefbeleidverordening” die Tariefbeleidverordening deur die munisipaliteit aanvaar en afgekondig in *Provinsiale Koerant* 6160 van 20 Augustus 2004.

## STIGTING EN SLUITING VAN BEGRAAFPLASE

### 2. Stigting van munisipale begravingplase

- (1) Die raad kan munisipale begravingplase in die munisipale gebied stig.
- (2) Alvorens die raad besluit om ’n munisipale begravingplaas te stig, moet dit eers—
  - (a) geofisiese en ander noodsaaklike wetenskaplike ondersoek doen om die geskiktheid van ’n perseel vir ’n begravingplaas te bepaal;
  - (b) die voorlopige goedkeurings van die nasionale en provinsiale departemente van gesondheid en water bekom; en
  - (c) die voorneme om ’n munisipale begravingplaas te stig adverteer en besware en kommentaar inwag.

### 3. Stigting van privaatbegravingplase

- (1) Enige persoon wat van voorneme is om ’n privaatbegravingplaas te stig moet eers die raad se goedkeuring bekom.
- (2) ’n Aansoek om goedkeuring ingevolge subartikel 1 moet op ’n vorm gedoen word wat die direkteur verskaf en moet vergesel wees van die toepaslike fooi wat ingevolge die Tariefbeleidverordening bepaal is.
- (3) Die persoon wat aansoek doen vir goedkeuring van die raad om ’n privaatbegravingplaas te stig, moet op sy of haar eie koste—
  - (a) geofisiese en ander noodsaaklike wetenskaplike ondersoek doen, wat die direkteur mag bepaal, om die geskiktheid van ’n perseel vir ’n begravingplaas te bepaal;
  - (b) die voorlopige goedkeurings van die nasionale en provinsiale departemente van gesondheid en water bekom;
  - (c) sy of haar voorneme om ’n privaatbegravingplaas te stig adverteer en die publiek uitnoui om besware en kommentaar aan die raad voor te lê; en
  - (d) ook die raad se goedkeuring ingevolge die dorps-aanlegskema bekom.
- (4) Niemand mag sonder die raad se goedkeuring ’n privaatbegravingplaas stig of poog om een te stig nie.
- (5) Niemand mag enige lyk begrawe of laat begrawe in ’n privaatbegravingplaas wat sonder die raad se goedkeuring geopen of gestig is nie.

### 4. Oorname van privaatbegravingplase deur die munisipaliteit

- (1) Die munisipaliteit kan enige privaatbegravingplaas binne die munisipale gebied oorneem.
- (2) Alvorens die raad besluit om ’n privaatbegravingplaas oor te neem moet die raad se voorneme om sodanige privaatbegravingplaas oor te neem, adverteer word en die publiek uitgenoui word om besware en kommentaar aan die raad voor te lê.
- (3) By die oorname van ’n privaatbegravingplaas ingevolge hierdie artikel—

- (a) the ownership of all movable and immovable property and other assets connected with such cemetery shall, subject to any trusts or conditions, vest in the municipality;
- (b) all revenue and other moneys payable or recoverable in respect of such cemetery shall be payable to and recoverable by the municipality;
- (c) all other privileges and rights and all liabilities and obligations in respect of such cemetery shall devolve upon the municipality and the director may continue to prosecute and defend all legal proceedings instituted in respect of such cemetery and may do all things necessary or expedient in connection with such proceedings; and
- (d) the council shall have the control and management of such a cemetery.

#### 5. Closing of cemeteries.

- (1) The council may close any municipal cemetery or portion thereof.
- (2) The council must advertise the closure of a municipal cemetery in the Provincial Gazette and the cemetery or portion concerned must, subject to the provisions of subsection (3), be deemed to be closed with effect from the date of publication of such closure.
- (3) The council may, notwithstanding the closing of a municipal cemetery or portion thereof and subject to such conditions as may be deemed fit, permit the interment of bodies in specified family plots in such cemetery or portion.
- (4) No person shall inter any body in a municipal cemetery or portion thereof closed in terms of subsection (1) or in a family plot in contravention of any conditions specified in terms of subsection (3).

#### 6. Use of disused cemeteries.

- (1) The council may, after compliance with the provisions of subsection (3) and notwithstanding any condition of title, use any municipal cemetery or portion thereof which has been closed or disused for a period of not less than twenty years for such purpose as will not desecrate the ground, any body or any memorials or tombstones in such cemetery or portion.
- (2) The council may, after compliance with the provisions of subsection (3) and notwithstanding any condition of title, reverently remove to another cemetery the bodies, memorials and tombstones in any municipal cemetery or portion thereof which has been closed or disused for a period of not less than twenty years and all rights, powers and privileges had, possessed or enjoyed by any person in respect of such last-mentioned cemetery or portion shall thereupon cease.
- (3) If the council desires to act in terms of subsection (1) or (2) it must, before using any municipal cemetery or portion thereof in the manner contemplated by subsection (1) or removing any body, memorials or tombstones in accordance with the provisions of subsection (2)—
  - (a) advertise its intention so to do, and
  - (b) consider any objections lodged in accordance with the advertisement.

### MANAGEMENT OF MUNICIPAL CEMETERIES

#### 7. Burial place for the deceased of a religious group

The council may set aside any portion of a municipal cemetery for the burial of the deceased of any religious group or other body or community; provided that—

- (a) berus die eiendomsreg op alle roerende en onroerende goed en ander bates in verband met sodanige begraafplaas, behoudens enige trusts of voorwaardes, by die munisipaliteit;
- (b) is alle inkomste en ander gelde wat betaalbaar of verhaalbaar is ten opsigte van sodanige begraafplaas, betaalbaar aan en verhaalbaar deur die munisipaliteit;
- (c) gaan alle ander regte en voorregte en alle laste en verpligtinge ten opsigte van sodanige begraafplaas oor op die munisipaliteit en die direkteur kan voortgaan om alle regsgedinge ingestel ten opsigte van sodanige begraafplaas voort te sit en te verdedig en alle dinge te doen wat nodig of dienstig is in verband met sodanige gedinge; en
- (d) verkry die raad die beheer en bestuur van sodanige begraafplaas.

#### 5. Sluiting van begraafplase

- (1) Die raad kan enige munisipale begraafplaas of gedeelte daarvan sluit.
- (2) Die raad publiseer die sluiting van 'n munisipale begraafplaas of gedeelte daarvan in die Provinsiale Koerant en sodanige begraafplaas of gedeelte daarvan word, behoudens die bepalings van subartikel (3), geag gesluit te wees met ingang van die datum van publikasie van sodanige sluiting.
- (3) Die raad kan, ondanks die sluiting van 'n munisipale begraafplaas of gedeelte daarvan maar behoudens die voorwaardes wat dit nodig ag, toelaat dat lyke in bepaalde familiepersele in sodanige begraafplaas of gedeelte daarvan begrawe word.
- (4) Niemand mag enige lyke begrawe in 'n munisipale begraafplaas of gedeelte daarvan wat gesluit is ingevolge subartikel (1) of in 'n familieperseel in stryd met enige voorwaardes bepaal ingevolge subartikel (3) nie.

#### 6. Gebruik van begraafplase wat in onbruik is

- (1) Die raad kan, na nakoming van die bepalings van subartikel (3) en ondanks enige titelvoorwaarde, enige munisipale begraafplaas of gedeelte daarvan, wat vir 'n tydperk van minstens twintig jaar gesluit of in onbruik is, gebruik vir 'n doel wat nie die grond, enige lyk of enige gedenktekens of grafstene in sodanige begraafplaas of gedeelte daarvan sal ontheilig nie.
- (2) Die raad kan, na nakoming van die bepalings van subartikel (3) en ondanks enige titelvoorwaarde, die lyke, gedenktekens en grafstene in enige munisipale begraafplaas of gedeelte daarvan, wat vir 'n tydperk van minstens twintig jaar gesluit of in onbruik is, eerbiediglik verwyder na 'n ander begraafplaas en alle regte, bevoegdhede en voorregte wat enige persoon gehad, besit of geniet het ten opsigte van sodanige eersgenoemde begraafplaas of gedeelte daarvan, hou daarna op.
- (3) Die raad moet, wanneer dit ingevolge subartikel (1) of (2) wil optree, voordat enige begraafplaas gebruik word op die wyse in subartikel (1) beoog, of enige lyk, gedenktekens of grafstene verwyder word ooreenkomstig subartikel (2)—
  - (a) die raad se voorneme om dit te doen adverteer; en
  - (b) besware oorweeg wat ingedien is na aanleiding van die advertensie.

### BESTUUR VAN MUNISIPALE BEGRAAFPLASE

#### 7. Begraafplek vir oorledenes van 'n godsdienstige groep

Die raad mag enige gedeelte van 'n munisipale begraafplaas afsonder vir die begraving van oorledenes van enige godsdienstige groep; met dien verstande dat—

- (a) "religious group" shall not be construed as being a denomination, and
- (b) such setting aside shall not entitle any person to be buried in any particular place in a cemetery.

#### 8. Sale of burial plots

- (1) The director may sell or otherwise dispose of the right of burial in plots on such conditions as council may determine from time to time, and shall issue the person thus acquiring such right with a certificate setting out the conditions attaching to such acquisition.
- (2) The holder of a right of burial may not dispose of such right except with the written permission of the director, and such holder or his next of kin may not permit any other person who has not been approved by the director to be buried in the plot in respect of which such right exists.

#### 9. Authority to bury

- (1) No person shall bury a body in a municipal cemetery—
  - (a) except under the authority of a written permit which may be issued by the caretaker; or
  - (b) otherwise than in accordance with the conditions specified in such permit.
- (2) An applicant for a permit referred to in subsection (1) must furnish the caretaker with—
  - (a) a death certificate;
  - (b) a burial order issued in accordance with the Births and Deaths Registration Act, 1992 (Act 51 of 1992);
  - (c) the appropriate fee determined in terms of the Tariff Policy By-law; and
  - (d) such information as may be required by the caretaker.

#### 10. Burial time

Except with the permission of the caretaker who must record the circumstances under which such permission is granted, no person shall bury a body in a municipal cemetery during the hours between sunset and sunrise.

#### GRAVES AND BURIAL PLOTS IN MUNICIPAL CEMETERIES

#### 11. Specifications for burial plots and graves

- (1) No person may—
  - (a) bury a body, unless the grave is of sufficient depth so that the top of the body, or, if contained in a coffin or container, the top of the coffin or container is not less than 1 050 mm below the surface of the ground when the grave has been filled up;
  - (b) bury more than one body in a grave, unless the grave has been dug to a sufficient depth so that paragraph (a) may be complied with and so that the first body or, if such body is in a coffin or container, such coffin or container may be covered with 100 mm of reinforced concrete or 300 mm of soil when the second body is buried, or
  - (c) remove a body from a grave in order to enlarge such grave.
- (2) The standard measurements for burial plots may be determined by the director.
- (3) The standard measurements for graves are as follows:

- (a) "godsdienstige groep" nie as kerkverband interpreteer moet word nie, en
- (b) sodanige afsondering nie aan enige persoon die reg sal verleen om in enige besondere plek in die begraaflaas begrawe te word nie.

#### 8. Verkoop van grafpersele

- (1) Die direkteur mag die reg om in 'n perseel begrawe te word, op sodanige voorwaardes as wat die raad van tyd tot tyd mag bepaal, verkoop of andersins vervreem en moet aan die persoon wat sodanige reg verkry 'n sertifikaat uitreik wat die voorwaardes van sodanige verkryging meld.
- (2) Die houer van 'n reg om in 'n perseel begrawe te word, mag nie sodanige reg vervreem nie, behalwe met die skriftelike goedkeuring van die direkteur en sodanige houer of sy of haar naasbestaendes mag nie toelaat dat enige ander persoon, wat nie deur die direkteur goedgekeur is nie, begrawe word in die perseel ten opsigte waarvan sodanige reg bestaan.

#### 9. Magtiging om te begrawe

- (1) Niemand mag 'n lyk in 'n munisipale begraaflaas begrawe nie—
  - (a) behalwe met die skriftelike goedkeuring van die opsigter; of
  - (b) behalwe in ooreenstemming met die voorwaardes gemeld in sodanige goedkeuring.
- (2) 'n Aansoeker om goedkeuring ingevolge subartikel (1) moet die opsigter met die volgende voorsien—
  - (a) 'n sterftesertifikaat;
  - (b) 'n begrafnisorder uitgereik ingevolge die Wet op die Registrasie van Geboortes en Sterftes, 1992 (Wet 51 van 1992);
  - (c) die toepaslike gelde wat ingevolge die tariefbeleidverordening bepaal is; en
  - (d) sodanige inligting wat die opsigter mag vereis.

#### 10. Begrafnistye

Uitgesonderd met die toestemming van die opsigter, wat die omstandighede moet aanteken waarin sodanige toestemming verleen word, mag niemand 'n lyk gedurende die ure tussen sonder en sonop in 'n munisipale begraaflaas begrawe nie.

#### GRAFTE EN GRAFPERSELE IN MUNISIPALE BEGRAAFPLASE

#### 11. Afmetings van grafpersele en grafte

- (1) Niemand mag—
  - (a) 'n lyk begrawe, tensy die graf van so 'n diepte is dat die bokant van die lyk, of, as dit in 'n kis of houer is, die bokant van die kis of houer, nie minder is as 1 050 mm onder die oppervlak van die grond nie wanneer die graf opgevol is;
  - (b) meer as een lyk in 'n graf begrawe nie, tensy die graf tot so 'n diepte gegrawe is dat aan paragraaf (a) voldoen kan word en dat die eerste lyk, of as daardie lyk in 'n kis of houer is, sodanige kis of houer bedek word met 100 mm gewapende beton of 300 mm grond wanneer die tweede lyk begrawe word; of
  - (c) 'n lyk van 'n graf verwyder met die doel om sodanige graf te vergroot nie.
- (2) Die standaardmates vir grafpersele word deur die direkteur bepaal.
- (3) Die standaardmates vir grafte is:

- (a) Adults (one body):
  - (i) Length: 2 200 mm
  - (ii) Width: 1 200 mm
  - (iii) Depth: 1 800 mm
- (b) Adults (two bodies):
  - (i) Length: 2 200 mm
  - (ii) Width: 1 200 mm
  - (iii) Depth: 2 400 mm
- (c) Children:
  - (i) Length: 1 350 mm
  - (ii) Width: 600 mm
  - (iii) Depth: 1 500 mm.

### 12. Tombstones and ornamentation

- (1) No person may erect or place any kerb, tombstone, monument, railings or fence or any ornamentation upon a grave—
  - (a) except under the authority set out in a written permit, issued by the director;
  - (b) otherwise than in accordance with the conditions set out in such permit, or
  - (c) in such a manner as to exceed the boundaries of a burial plot.
- (2) The size (outer dimensions) of any erections on burial plots shall not exceed the following measurements:
  - (a) Adults:
    - (i) Single burial plot: 2 500 mm x 1 050 mm
    - (ii) Double burial plot: the size of two single burial plots
    - (iii) Family burial plot: the appropriate multiple of a single burial plot
    - (iv) Width of kerb: 150 mm
    - (v) Tombstones shall not be higher than 1 600 mm above the surface of the ground.
  - (b) Children:
    - (i) Single burial plot: 1 500 mm x 1 000 mm
    - (ii) Width of kerb: 150 mm
    - (iii) Tombstones shall not be higher than 1 200 mm above the surface of the ground.
- (3) An application for a permit referred to in subsection (1) shall contain such details as may be required by the director in respect of the erection concerned and the inscription to be placed thereon, and the director may refuse to issue such permit if, in his or her opinion, such erection is likely to be of poor craftsmanship or quality or is likely in any way to disfigure a cemetery or is calculated to hurt or offend the feelings of the public.

### 13. Work in connection with tombstones, monuments etc.

No person may—

- (a) use any portion of a municipal cemetery for the cutting, dressing and manufacturing of tombstones, monuments,

- (a) Volwassenes (een lyk):
  - (i) Lengte: 2 200 mm
  - (ii) Breedte: 1 200 mm
  - (iii) Diepte: 1 800 mm
- (b) Volwassenes (twee lyke):
  - (i) Lengte: 2 200 mm
  - (ii) Breedte: 1 200 mm
  - (iii) Diepte: 2 400 mm
- (c) Kinders:
  - (i) Lengte: 1 350 mm
  - (ii) Breedte: 600 mm
  - (iii) Diepte: 1 500 mm.

### 12. Grafstene en versierings

- (1) Niemand mag 'n randsteen, grafsteen, monument, reling of heining of enige versierings op 'n graf plaas of oprig nie—
  - (a) behalwe met die skriftelike goedkeuring van die direkteur;
  - (b) anders as in ooreenstemming met die voorwaardes in sodanige goedkeuring gemeld; of
  - (c) op so 'n wyse dat die grense van 'n grafperseel oorskry word.
- (2) Die grootte (buite mate) van enige bouwerk op 'n grafperseel mag nie die volgende mates oorskry nie:
  - (a) Volwassenes:
    - (i) Enkel grafperseel: 2 500 mm x 1 050 mm
    - (ii) Dubbel grafperseel: die grootte van twee enkel grafpersele
    - (iii) Gesinsgrafperseel: die toepaslike veelvoud van 'n enkel grafperseel
    - (iv) Breedte van 'n randsteen: 150 mm
    - (v) 'n Grafsteen mag nie hoër wees as 1 600 mm bo die grondoppervlak nie.
  - (b) Kinders:
    - (i) Enkel grafperseel: 1 500 mm x 1 000 mm
    - (ii) Breedte van 'n randsteen: 150 mm
    - (iii) 'n Grafsteen mag nie hoër wees as 1 200 mm bo die grondoppervlak nie.
- (3) 'n Aansoek om goedkeuring ingevolge subartikel (1) moet sodanige inligting bevat as wat die direkteur in verband met die betrokke bouwerk en die bewoording daarop mag vereis en die direkteur mag goedkeuring weier as volgens sy of haar oordeel sodanige bouwerk waarskynlik van swak vakmanskap of gehalte sou wees of waarskynlik die begraaftplaas sal ontsier of wat daarop bereken is om aanstoot aan die publiek te gee.

### 13. Werk in verband met grafstene, monumente ens.

Niemand mag—

- (a) enige deel van 'n munisipale begraaftplaas gebruik vir die sny, kap of vervaardiging van grafstene, monumente, relings,

railings, kerbs or other grave fittings except with the permission of the director or otherwise than in accordance with the conditions determined by the director;

- (b) carry out any work in connection with any kerb, tombstone, monument, railings or fence on or round a grave or bring any materials into a municipal cemetery for the purposes of such work, except during the following hours: Mondays to Saturdays (excluding public holidays): Sunrise to sunset, or
- (c) at any time leave any building sand, stones, builders' rubble, soil, rubbish or other debris in the municipal cemetery.

#### 14. Dilapidated memorial work

- (1) Whenever the person who erected a memorial work in a municipal cemetery allows it to fall into such state of disrepair as in the opinion of the director constitutes a danger or a disfigurement in the municipal cemetery, the director may by written notice require him or her to effect such repairs as may be specified in such notice, and if such person's address is unknown such notice may be published in a newspaper circulating within the area of the municipality.
- (2) In the event of the required repairs not being effected within three months from the service or publication of such notice the director may effect the repairs or remove the memorial work without paying compensation and may recover the expense of such repair or removal from such person.

#### 15. Maintenance of graves and burial plots

- (1) The holder of the right of burial in a plot in a municipal cemetery must keep that plot and the monuments, tombstones or other erections thereon in good order and repair.
- (2) The municipality may undertake the upkeep of graves at the charges determined in terms of the Tariff Policy By-law.
- (3) No person may undertake the upkeep of graves in a municipal cemetery except with the written consent of the director.
- (4) No person may—
  - (a) plant a tree or shrub on a grave site without the permission of the caretaker; or
  - (b) when cleaning a grave plot, deposit the material cleared from the grave, in the cemetery at a place other than that provided for such purpose.
- (5) The caretaker or his authorised assistant may prune, cut down, dig up or remove any shrub, plant or flower in a municipal cemetery if such is in his or her opinion unsightly.

#### 16. Prohibited acts

No person shall—

- (a) enter or leave a municipal cemetery except by the proper gates;
- (b) sit, stand or climb upon or over a memorial work, gate, wall, fence or building in a municipal cemetery;
- (c) drive a hearse in a municipal cemetery except upon the carriage ways provided for that purpose;
- (d) enter a municipal cemetery—
  - (i) with a bicycle; or
  - (ii) with any other vehicle without the permission of the caretaker;

randstene of ander graftoebehore nie, behalwe met die toestemming van die direkteur en dan slegs in ooreenstemming met die vereistes wat die direkteur bepaal;

- (b) enige werk in verband met enige randsteen, grafsteen, monument, reling of heining op of by 'n graf verrig nie of enige materiaal vir sodanige werk in 'n munisipale begraafplaas inbring nie, behalwe gedurende die volgende tye: Maandae tot Saterdag (uitgesluit openbare vakansiedae): Sonop tot sonder, of
- (c) te enige tyd enige bousand, klip, bourommel, vullis of ander rommel in 'n munisipale begraafplaas agterlaat nie.

#### 14. Verwaarloosde gedenkwerk

- (1) Wanneer ookal die persoon wat 'n gedenkwerk in 'n munisipale begraafplaas opgerig het toelaat dat dit sodanig verval, as wat na die oordeel van die direkteur 'n gevaar inhou of wat die munisipale begraafplaas ontsier, mag die direkteur by skriftelike kennisgewing van hom of haar vereis om sodanige herstelwerk te verrig wat die direkteur in die kennisgewing meld, en waar die adres van sodanige persoon onbekend is, mag die kennisgewing gepubliseer word in 'n koerant wat in die munisipale gebied versprei word.
- (2) Die direkteur kan, by versuim om die vereiste herstelwerk binne drie maande vanaf betekening of publikasie van die kennisgewing te doen, die herstelwerk doen of die gedenkwerk verwyder sonder om vergoeding te betaal en mag die koste vir sodanige herstelwerk of verwydering van sodanige persoon verhaal.

#### 15. Onderhoud aan grafte en grafpersele

- (1) Die houder van 'n reg om in 'n perseel in 'n munisipale begraafplaas begrawe te word, moet daardie perseel en die monumente, grafstene, en ander bouwerke daarop in 'n goeie toestand hou.
- (2) Die munisipaliteit mag grafte in stand hou teen betaling van die gelde, wat ingevolge die Tariefbeleidverordening bepaal is,
- (3) Niemand mag grafte in 'n munisipale begraafplaas onderhou, sonder die skriftelike goedkeuring van die direkteur nie.
- (4) Niemand mag—
  - (a) sonder die toestemming van die opsigter 'n boom of struik op 'n grafperseel plant nie; of
  - (b) materiaal, wat tydens die skoonmaak van 'n grafperseel in die munisipale begraafplaas verwyder word, op enige ander plek plaas as dié wat vir sodanige doel verskaf is nie.
- (5) Die opsigter of sy of haar gemagtigde assistent kan enige struik, plant of blom in 'n munisipale begraafplaas snoei, afsny, uithaal of verwyder wat na sy of haar oordeel onooglik is.

#### 16. Verbode handeling

Niemand mag—

- (a) 'n munisipale begraafplaas binnegaan of verlaat nie behalwe deur die hekke wat daarvoor voorsien is;
- (b) op enige gedenkwerk, hek, muur, heining of gebou in 'n munisipale begraafplaas sit of staan of daarop of daarop klim nie;
- (c) 'n lykswa in 'n munisipale begraafplaas bestuur nie behalwe op die paaie wat daarvoor voorsien is;
- (d) 'n munisipale begraafplaas binnegaan nie—
  - (i) met 'n fiets; of
  - (ii) met enige ander voertuig sonder die toestemming van die opsigter.

- (e) conduct a religious ceremony or service according to the rites of any religious group in that part of a cemetery set aside for members of any other religious group;
- (f) expose or convey a body in an unseemly manner in a street, municipal cemetery or other public place;
- (g) mark, draw, scribble or erect an advertisement upon, or in any way deface a wall, building, fence, gate, memorial work or other erection in a municipal cemetery;
- (h) pick flowers in a municipal cemetery;
- (i) smoke in a municipal cemetery;
- (j) bring an animal into a municipal cemetery;
- (k) hold a demonstration or participate in such demonstration in a municipal cemetery;
- (l) create or allow to be created a nuisance in a municipal cemetery;
- (m) disrupt or allow to be disrupted any funeral proceedings in a municipal cemetery, or
- (n) discharge any fire-arm in a municipal cemetery, except as a salute at a military funeral.

**17. Fees**

The fees payable for burials, exhumations, reinterments or any other services rendered by the municipality in a municipal cemetery or in connection with a funeral, is determined in terms of the Tariff Policy By-law

**BURIALS IN PRIVATE CEMETERIES****18. Authority to bury**

- (1) No person may bury a body in a private cemetery without the authority of the owner or person in charge of such cemetery.
- (2) An owner or person in charge of a private cemetery may only grant authority referred to in subsection (1) on production of—
  - (a) a death certificate; and
  - (b) an order issued in accordance with the Births and Deaths Registration Act, 1992 (Act 51 of 1992).

**19. Specifications for burial plots and graves**

The provisions of sections 11(1) and (3) also apply to private cemeteries.

**EXHUMATIONS****20. Desecration of graves.**

Subject to the provisions of any other law relating to the disposal of bodies, no person may desecrate, destroy or damage—

- (a) a grave in a cemetery, or
- (b) a coffin, urn or other receptacle in which is contained a body which has not been interred

or cause or permit such a grave, coffin, urn or other receptacle to be desecrated, destroyed or damaged.

**21. Approval to exhume, disturb, remove or re-inter a body**

- (1) Subject to the provisions of any other law relating to the disposal of bodies, no person may exhume, disturb, remove

- (e) 'n godsdienstige seremonie of diens volgens die gewoontes van enige godsdienstige groep hou in daardie deel van die begraafplaas wat afgesonder is vir lede van enige ander godsdienstige groep nie.
- (f) 'n lyk in 'n straat, munisipale begraafplaas of openbare plek onbedek laat of in 'n onbetaamlike wyse vervoer nie;
- (g) op enige muur, gebou, heining, hek, gedenkwerk of ander bouwerk in 'n munisipale begraafplaas 'n merk aanbring, daarop teken, krap of 'n advertensieteken aanbring nie
- (h) in 'n munisipale begraafplaas blomme pluk nie;
- (i) in 'n munisipale begraafplaas rook nie;
- (j) 'n dier in 'n munisipale begraafplaas inbring nie;
- (k) 'n betoging in 'n munisipale begraafplaas hou of daaraan deelneem nie;
- (l) 'n oorlas in 'n munisipale begraafplaas skep of toelaat dat 'n oorlas geskep word nie
- (m) 'n begrafnis in 'n munisipale begraafplaas ontwig of toelaat dat dit ontwig word nie; of
- (n) 'n vuurwapen in 'n munisipale begraafplaas afvuur nie behalwe as 'n saluut by 'n militêre begrafnis.

**17. Gelde**

Alle gelde betaalbaar vir begrawings, opgrawings, herbegravinge of enige ander diens wat die munisipaliteit in 'n munisipale begraafplaas of in verband met 'n begrafnis lewer, word bepaal ingevolge die Tariefbeleidverordening.

**BEGRAWINGS IN PRIVAATBEGRAAFPLASE****18. Magtiging om te begrawe**

- (1) Niemand mag 'n lyk in 'n privaatbegraving plaas begrawe nie behalwe met die goedkeuring van die eienaar of persoon in beheer van sodanige begraafplaas.
- (2) 'n Eienaar of persoon in beheer van 'n privaatbegraving plaas mag net goedkeuring ingevolge subartikel (1) verleen by voorlegging van—
  - (a) 'n sterftesertifikaat; en
  - (b) 'n begrafnisorder uitgereik ingevolge die Wet op die Registrasie van Geboortes en Sterftes, 1992 (Wet 51 van 1992).

**19. Afmetings van grafpersele en grafte**

Die bepalinge van artikels 11(1) en (3) geld ook ten opsigte van 'n privaatbegraving plaas.

**OPGRAWINGS****20. Verbod op skending van grafte.**

Behoudens die bepalinge van enige ander wet met betrekking tot die beskikking oor lyke mag niemand—

- (a) 'n graf in 'n begraafplaas, of
- (b) 'n doodkis, kruik of ander houër wat 'n lyk bevat wat nie begrawe is nie,

skend, vernietig of beskadig of duld of toelaat dat so 'n graf, doodkis, kruik of ander houër geskend, vernietig of beskadig word nie.

**21. Goedkeuring vir opgraving, verstoring, verwydering of herbergraving van lyke**

- (1) Behoudens die bepalinge van enige ander wet met betrekking tot die beskikking oor lyke mag niemand enige lyk in 'n

or re-inter any body in a cemetery or cause or permit any such body to be exhumed, disturbed, removed or re-interred—

- (a) without the prior written approval of the director, and
- (b) otherwise than in accordance with such conditions as may be imposed by the director or by any medical practitioner appointed by the director; or
- (c) without a court order.
- (2) Any person desirous of obtaining the written approval contemplated by subsection (1)(a) must make written application therefore and must—
- (a) in such application—
- (i) state where the body which is to be exhumed, disturbed, removed or re-interred is interred and if and where such body is proposed to be re-interred;
- (ii) state the reasons for the proposed exhumation, disturbance, removal or re-interment, and
- (iii) specify the methods proposed to be adopted and the precautions proposed to be taken to prevent any danger to health or cause for offence arising, and
- (b) together with such application—
- (i) submit a medical certificate as to the date and cause of death or a certified copy of such a certificate;
- (ii) if the body is to be interred in a grave outside the municipal area, submit the written approval of—
- (aa) the municipal council in whose area of jurisdiction the body concerned is interred and is proposed to be re-interred, and
- (bb) in the case of a private cemetery, the owner or other person in charge of such cemetery in which the body concerned is proposed to be re-interred;
- (iii) submit the written approval of—
- (aa) the surviving spouse of the deceased person concerned;
- (bb) if there is no such surviving spouse, an adult child of the deceased person concerned;
- (cc) if there is no such adult child, a parent of the deceased person concerned;
- (dd) if there is no such parent, an adult brother or sister of the deceased person concerned, or
- (ee) if there is no such brother or sister, the nearest available adult relative of the deceased person concerned.
- (3) Where any medical certificate or written approval contemplated by subsection (2) is not or cannot be obtained or is not granted, the written application contemplated by that subsection shall be accompanied by—
- (a) full details of the efforts made to obtain such certificate or approval, and

begraafplaas opgrawe, verstoort, verwyder of herbegrawe of duld of toelaat dat enige sodanige lyk opgegrawe, verstoort, verwyder of herbegrawe word nie—

- (a) sonder die voorafverkreë skriftelike goedkeuring van die direkteur; en
- (b) in stryd met sodanige voorwaardes wat die direkteur of enige mediese praktisyn, deur die direkteur aangestel, mag bepaal; of
- (c) sonder 'n hofbevel.
- (2) Enige persoon wat die skriftelike goedkeuring beoog by subartikel (1) wil verkry moet skriftelik daarom aansoek doen en moet—
- (a) in sodanige aansoek—
- (i) meld waar die lyk wat opgegrawe, verstoort, verwyder of herbegrawe gaan word, begrawe is en indien en waar sodanige lyk volgens voorneme herbegrawe gaan word;
- (ii) die redes meld vir die voorgename opgraving, verstoring, verwydering of herbegrawing; en
- (iii) die voorgename metodes en voorsorgmaatreëls meld wat aangewend en getref gaan word om te voorkom dat enige gesondheidsgevaar of oorsaak tot oorlas ontstaan, en
- (b) saam met sodanige aansoek—
- (i) 'n mediese sertifikaat aangaande die datum en oorsaak van dood of 'n gewaarmerkte afskrif van so 'n sertifikaat indien;
- (ii) waar die lyk in 'n graf buite die munisipale gebied herbegrawe gaan word, die skriftelike goedkeuring indien van—
- (aa) die munisipale raad in wie se regsgebied die betrokke lyk begrawe is of volgens voorneme herbegrawe gaan word, en
- (bb) in die geval van 'n privaat begraafplaas, die eienaar of ander persoon in beheer van sodanige begraafplaas waar die betrokke lyk begrawe is of volgens voorneme herbegrawe gaan word;
- (iii) die skriftelike goedkeuring indien van—
- (aa) die oorlewende gade van die betrokke oorledene;
- (bb) indien daar geen sodanige oorlewende gade is nie, 'n volwasse kind van die betrokke oorledene;
- (cc) indien daar geen sodanige volwasse kind is nie, 'n ouer van die betrokke oorledene;
- (dd) indien daar geen sodanige ouer is nie, 'n volwasse broer of suster van die betrokke oorledene; of
- (ee) indien daar geen sodanige broer of suster is nie, die naaste beskikbare volwasse familiebetrekking van die betrokke oorledene.
- (3) Waar 'n mediese sertifikaat of skriftelike goedkeuring by subartikel (2) beoog, nie verkry word of kan word of nie verleen word nie, moet die skriftelike aansoek by dié subartikel beoog, vergesel gaan van—
- (a) volledige besonderhede van die pogings wat aangewend is om sodanige sertifikaat of goedkeuring te verkry, en



- (b) full reasons why the inability to obtain such certificate or approval should not preclude the grant of written approval in terms of subsection (1).
- (4) Any written approval in terms of subsection (1) (a) may be granted subject to such conditions as the director may deem necessary or desirable and the director may, before any such approval is acted upon—
- (a) vary any condition so imposed, and
- (b) impose additional conditions in respect of such approval.

### CREMATIONS

#### 22. Cremation only in a crematorium

The cremation of a body may only take place in a crematorium.

#### 23. Authority to cremate

- (1) Any person intending to cremate a body in a municipal crematorium must obtain the written approval of the officer in charge.
- (2) An application for the approval referred to in subsection (1) must be submitted not later than one working day before the intended date of cremation and must be accompanied—
- (a) a death certificate;
- (b) the burial or removal order issued in accordance with the Births and Deaths Registration Act, 1992 (Act 51 of 1992), and
- (c) the appropriate fee determined in terms of the Tariff Policy By-law; and
- (d) such information as may be required by the director.
- (3) Any person intending to cremate a body in a private crematorium must obtain the written approval of the person in charge of such crematorium.
- (4) A person in charge of a private crematorium may only grant authority referred to in subsection (3) on production of—
- (a) a death certificate; and
- (b) an order issued in accordance with the Births and Deaths Registration Act, 1992 (Act 51 of 1992).

#### 24. Cremation time

- (1) Cremation may only take place from Monday to Friday between 09h00 and 14h00.
- (2) No cremation may take place on a Saturday or Sunday or public holiday.

#### 25. Provision of receptacles

The applicant must provide a receptacle for receiving ashes, unless such ashes are to be buried by the municipality

#### 26. Collection of ash

- (1) After cremation the applicant must collect the ashes, unless he or she desires that it be kept at the crematorium.
- (2) If there are no express arrangements for burial or safekeeping, the officer in charge of a municipal crematorium or the person in charge of a private crematorium may bury or scatter the ashes in a garden of remembrance

- (b) volledige redes waarom die onvermoë om sodanige sertifikaat of goedkeuring te verkry, nie die verlening van skriftelike goedkeuring ingevolge subartikel (1) behoort te belet nie.
- (4) Die direkteur kan, voordat daar volgens enige goedkeuring ingevolge subartikel (1) gehandel word,
- (a) enige voorwaarde aldus gestel, wysig, en
- (b) bykomende voorwaardes ten opsigte van sodanige goedkeuring stel.

### VERASSING

#### 22. Verassing slegs by 'n krematorium

'n Lyk mag slegs in 'n krematorium veras word.

#### 23. Magtiging vir verassing

- (1) Enige persoon wat 'n lyk in munisipale krematorium wil veras moet die skriftelike goedkeuring van die beampte in beheer verkry.
- (2) 'n Aansoek om goedkeuring ingevolge subartikel (1) moet nie minder nie as een werksdag voor die bestemde datum van verassing ingedien word en moet vergesel wees van—
- (a) 'n sterftesertifikaat;
- (b) 'n begrafnisorder uitgereik ingevolge die Wet op die Registrasie van Geboortes en Sterftes, 1992 (Wet 51 van 1992); en
- (c) die toepaslike gelde wat ingevolge die Tariefbeleid-verordening bepaal is; en
- (d) sodanige inligting wat die direkteur mag vereis.
- (3) Enige persoon wat 'n lyk in privaatkrematorium wil veras moet die skriftelike goedkeuring van die persoon in beheer van die krematorium verkry.
- (4) Die persoon in beheer van 'n privaatkrematorium mag slegs goedkeuring ingevolge subartikel (3) verleen by voorlegging van—
- (a) 'n sterftesertifikaat; en
- (b) 'n begrafnisorder uitgereik ingevolge die Wet op die Registrasie van Geboortes en Sterftes, 1992 (Wet 51 van 1992).

#### 24. Tyd van verassing

- (1) Verassings vind plaas tussen 09h00 tot 14h00 op Maandae tot Vrydae.
- (2) Verassings vind nie plaas op Saterdag, Sondag of openbare vakansiedae nie.

#### 25. Voorsiening van houers

Die aansoeker wat die as wil hê moet 'n houër daarvoor verskaf, tensy die munisipaliteit die as begrawe.

#### 26. Afhaal van as

- (1) Die aansoeker moet na verassing die as afhaal, tensy hy of sy verlang dat dit by die krematorium bewaar word.
- (2) Die beampte in beheer van 'n munisipale krematorium of die persoon in beheer van 'n privaatkrematorium mag, as daar geen uitdruklike reëlings vir bewaring of bewaring van as is nie, sodanige as in 'n tuin van herinnering strooi of begrawe

**27. Disposal of ashes**

- (1) A person who wishes to bury ashes in a grave or scatter ashes must apply to the officer in charge of a municipal crematorium or the person in charge of a private crematorium.
- (2) An ash grave in a crematorium section or wall of remembrance must measure at least 300 mm in length, 200 mm in width and 200 mm in depth.

**BURIAL OR CREMATION OF INDIGENTS****28. Criteria**

The director must, for adoption by council, draft criteria in terms of which the council will bear the costs of an indigent person's burial.

**29. Burial of indigent persons**

- (1) A person who makes application for an indigent person's burial must make a declaration to that effect.
- (2) The director may decide whether the body of an indigent person should be buried or cremated.
- (3) If the ashes are not claimed within a period of six months the director may direct that the ashes be buried in an ash grave.

**GENERAL****30. Delegation**

The director may delegate any power or duty conferred on the director in terms of this by-law to an employee of the municipality.

**31. Validation.**

Every permit issued by or on behalf of the council prior to the commencement of this by-law and purporting to authorise the exhumation, disturbance, removal or re-interment of a body shall be deemed to have been lawfully issued and any act performed or other thing done in consequence of and in accordance with any such permit shall be deemed to have been lawfully performed or done.

**32. Offences**

Any person who contravenes or fails to comply with any provision of this by-law shall be guilty of an offence and liable on conviction to a fine. 31774

**MUNICIPALITY OF BEAUFORT WEST**

Notice no. 148/2005

The Council of the Municipality of Beaufort West published the sub-joined by-law relating to water supply, for general notice.

**BY-LAW RELATING TO WATER SUPPLY****Introduction**

Whereas the Municipality of Beaufort West is vested with Legislative Authority in terms of the Constitution of the Republic of South Africa (Act 108 of 1996),

AND WHEREAS the Municipality has the right to determine its own by-laws relating to water supply;

Be it therefore enacted by the Municipality of Beaufort West as follows:—

**1. Definitions**

In these By-laws unless the context otherwise indicates—

**27. Beskikking van as**

- (1) 'n Persoon wat verlang dat as in 'n graf begrawe of gestrooi word, moet daarom aansoek doen by die beampte in beheer van 'n munisipale krematorium of die persoon in beheer van 'n privaatkrematorium
- (2) 'n Graf vir as by 'n krematorium of 'n muur van herinnering se mates moet minstens 300 mm in lengte, 200 mm in breedte en 200 mm in diepte wees.

**BEGRAWING OF VERASSING VAN HULPBEHOEWENDES****28. Kriteria**

Die direkteur moet konsepkriteria, ingevolge waarvan die raad die koste dra vir die begrawing van 'n hulpbehoewende persoon, opstel en vir aanvaarding aan die raad voorleë.

**29. Begrawing van 'n hulpbehoewende persoon**

- (1) 'n Persoon wat aansoek doen vir die begrawing van 'n hulpbehoewende persoon moet 'n verklaring daarvoor aflê
- (2) Die direkteur besluit of die lyk van 'n hulpbehoewende persoon begrawe of veras moet word.
- (3) Die direkteur mag, indien die as van 'n hulpbehoewende persoon nie binne ses maande opgeëis word nie, die as in 'n graf begrawe.

**ALGEMEEN****30. Delegasie**

Die direkteur mag enige bevoegdheid of plig wat ingevolge hierdie verordening aan die direkteur verleen of opgedra is aan 'n amptenaar van die munisipaliteit delegeer.

**31. Geldigheidsverklaring**

Elke goedkeuring verleen deur of namens die raad, voor die inwerkingtreding van hierdie verordening en wat voorgee die begrawing, verassing, opgraving, verstoring, verwydering of herbegrawing van 'n lyk te magtig, word geag wettig uitgereik te gewees het en enige handeling verrig of ander ding gedoen ten gevolge van en in ooreenstemming met enige sodanige goedkeuring word geag wettig gedoen te gewees het.

**32. Misdrywe**

Enige persoon wat enige bepaling van hierdie verordening oortree of wat versuim om aan enige bepaling daarvan te voldoen is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete. 31774

**MUNISIPALITEIT BEAUFORT-WES**

Kennisgewing nr. 148/2005

Die Raad van die Munisipaliteit van Beaufort-Wes publiseer die onderstaande verordening met betrekking tot watervoorsiening, vir algemene kennisname.

**VERORDENING INSAKE WATERVOORSIENING****Inleiding**

Aangesien die Munisipaliteit van Beaufort-Wes ingevolge die Grondwet van die Republiek van Suid-Afrika (Wet 108 van 1996) wetgewende bevoegdheid het,

EN AANGESIEN die Munisipaliteit die reg het om sy eie verordeninge insake watervoorsiening te bepaal;

Verorden die Munisipaliteit van Beaufort-Wes soos volg:—

**1. Woordbepaling**

In hierdie verordening tensy strydig met die sinsverband beteken—